

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CHARLES H. JOHNSON,

Plaintiff,

Case No. 07-13752

Hon. Marianne O. Battani

v.

Magistrate Judge Virginia Morgan

CITY OF DETROIT,

Defendant.

_____ /

**ORDER ADOPTING REPORT AND RECOMMENDATION
GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Plaintiff, Charles H. Johnson, filed a complaint alleging Defendant, City of Detroit, discriminated against him in his application for various jobs. The Court subsequently referred this matter to Magistrate Judge Virginia Morgan for all pretrial proceedings pursuant to 28 U.S.C. § 636(b)(1)(B).

In a Report and Recommendation ("R&R"), dated September 24, 2008, Magistrate Judge Morgan recommended that Defendant's Motion for Summary Judgment be granted.

Under 28 U.S.C. § 636(b)(1) and E.D. Mich. LR 72.1(d)(2), a party seeking review of a magistrate judge's report and recommendation is required to act within ten days of service of the R&R. A party's failure to file objections waives any further right of appeal. Because Plaintiff filed no objection in this case, he has waived his right to *de novo* review and appeal.

Accordingly, the Court **ADOPTS** the Report and Recommendation and **GRANTS** Defendant's request for summary judgment. Plaintiff's Complaint is **DISMISSED** in its entirety.

IT IS SO ORDERED.

s/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

DATED: October 21, 2008

CERTIFICATE OF SERVICE

Copies of this Order were mailed to Plaintiff and counsel of record on this date by ordinary mail and electronic filing.

s/Bernadette M. Thebolt
Deputy Clerk